

ENVIRONMENTAL ACTION STATEMENT (EAS)

Within the spirit and intent of the Council of Environmental Quality's regulations for implementing the National Environmental Policy Act (NEPA) and other statutes, orders, and policies that protect fish and wildlife resources, I have established the following administrative record and have determined that the issuance of a Section 10(a)(1)(A) Incidental Take Permit and approval of the associated Safe Harbor Agreement for the Arizona Game and Fish Department to take the endangered Gila topminnow (*Poeciliopsis o. occidentalis*), endangered desert pupfish (*Cyprinodon macularius*), endangered Yaqui topminnow (*P. o. sonoriensis*), and endangered Quitobaquito pupfish (*C. m. eremus*) on certain non-federal lands in Arizona:

Check One:

- ☐ is a Categorical Exclusion as provided by 516 DM 6, Appendix 1. No further documentation will therefore be made.
- ☒ is found not to have significant environmental effects as determined by the attached Environmental Assessment and Finding of No Significant Impact.
- ☐ is found to have special environmental conditions as described in the attached Environmental Assessment and Finding of No Significant Impact.
- ☐ is found to have significant effects, and therefore, further consideration of this action will require a Notice of Intent to be published in the Federal Register announcing the decision to prepare an Environmental Impact Statement (EIS).
- ☐ is not approved because of unacceptable environmental damage, or violation of Fish and Wildlife Service mandates, policies, regulations, or procedures.
- ☐ is an emergency action within the context of 40 CFR 1506.11. Only those actions necessary to control the immediate impacts of the emergency will be taken. Other related actions remain subject to NEPA review.

Supporting documents:

- ☒ EA/FONSI
- ☒ Biological Opinion
- ☒ Safe Harbor Agreement
- ☒ Permit terms and conditions
- ☒ Findings Document

Lucella Roberts
Regional HCP Coordinator

3/10/08
Date

Suzanne Jacobson
Regional NEPA Coordinator

3.11.08
Date

Bill Miller
Assistant Regional Director

3/12/08
Date

for Acting Phil Chan
Deputy Regional Director

3/12/08
Date